

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 2691 - SB 2603**

March 5, 2022

**SUMMARY OF BILL:** Authorizes the state registrar to amend a certificate of birth to show the new gender identity of an individual who has obtained a court order changing their gender identity. Prohibits individuals who have been convicted of certain offenses from legally changing their gender identity. States that no public funds shall be expended to change the gender identity of an inmate in the custody of the Department of Correction.

**FISCAL IMPACT:**

**Increase State Revenue - \$274,500/FY22-23  
\$4,500/FY23-24 and Subsequent Years**

**Assumptions:**

- Pursuant to the proposed legislation, gender identity is meant as a person's sacrosanct internal sense of being male, female, or nonbinary.
- Although definitive statistics do not exist, the Williams Institute at The University of California Los Angeles School of Law estimated that 0.6 percent of adults identify as transgender and an estimated 0.7 percent of 13 to 17-year-olds identify as transgender.
- According to the United States Census Bureau, there are 5,433,695 adults and 1,541,523 minors in Tennessee. Therefore, it is assumed that there are 32,602 ( $5,433,695 \times 0.6\%$ ) transgender adults and 10,791 ( $1,541,523 \times 0.7\%$ ) transgender minors in Tennessee.
- The cost for a replacement birth certificate is \$15. Assuming half of transgender adults seek a new birth certificate with a corrected gender identity upon passage of this legislation, this would lead to a one-time increase in state revenue of \$274,515 ( $36,602 \times 50\% \times \$15$ ) in FY22-23.
- Although minors are able to obtain a corrected birth certificate, for purposes of this analysis, it is assumed that minors will wait until they turn 18 to obtain this corrected birth certificate. Assuming half of transgender individuals choose to obtain this corrected birth certificate when they turn 18, it will lead to a recurring increase in state revenue of \$4,496  $\{[(10,791 / 18) \times 50\%] \times \$15\}$ .
- Any increase in court proceedings that are a result of the increase in birth certificate correction petitions are assumed to be handled within existing resources and personnel.

**HB 2691 - SB 2603**

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/cd